

Amendment No. 3 to SB2687

**Dixon
Signature of Sponsor**

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2687*

House Bill No. 3058

by deleting all provisions of the bill following the enacting clause and substituting the following:

WHEREAS, technology-based information tools, such as the personal computer and the Internet, are becoming increasingly critical to educational and economic advancement; and

WHEREAS, the ability to effectively and efficiently employ this advanced technology is progressively essential for full participation in Tennessee's economic, political, and social life; and

WHEREAS, there is a continuously growing divide between school-age children with access to these information tools and advanced technology and those children without such access; and

WHEREAS, it is well-established and generally acknowledged that as information technology gains an ever-increasing role in our children's educational and economic lives certain children will be left behind in the information age with serious repercussions; and

WHEREAS, the resulting digital divide threatens to impede the health of our communities, the development of a skilled workforce, and the economic welfare of our State; and

WHEREAS, certain entities in both the private and the public sector have surplus technology related goods or excess capacity that could be contributed to and utilized by school-age children who otherwise lack direct and personal access to such advanced technology; and

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WHEREAS, in the best and future interest of Tennessee and so as to increase and expand access to information technologies for underserved populations and areas, the General Assembly hereby creates a pilot program to facilitate access to educational technology by school-age children; now therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF
TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 65, Chapter 21, is amended by adding the following as a new part:

Section 65-21-301 (a) The Tennessee Regulatory Authority is hereby directed to research, develop and formulate a plan for a program whose purpose is to facilitate access, with the voluntary assistance and voluntary contributions of private industry and interested governmental entities, to information tools and educational technology by underserved school-age children.

(b) Such plan shall be filed with the Speaker of the House, the Speaker of the Senate, and the Governor no later than May 15, 2001.

Section 65-21-302. Such plan shall serve as the basis and framework for a program through which the Authority, relative to advanced educational technology, is specifically authorized to organize and facilitate a voluntary collaboration among private industry and federal, state and local governments whereby their goods and/or services may be contributed and utilized.

Section 65-21-303. The Authority, after consulting with the Department of Education, the Department of Human Services and any other appropriate state

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agency, shall by rule develop criteria for determining the eligibility of underserved school-age children for this program; provided that during the pilot phase of the program, the selection of eligible candidates will be equally distributed between urban and rural areas; and provided further, that during the pilot phase of the program, the selection of eligible candidates will be equally distributed among the grand divisions.

Section 65-21-304. The Authority is hereby specifically authorized to promulgate any and all other rules necessary for the establishment and operation of this program.

Section 65-21-305. The Authority and the Department of Education shall submit a joint report on the performance of the pilot phase of the program to the Speaker of the House, the Speaker of the Senate, and the Governor no later than January 15, 2004. Such report shall contain a recommendation on whether to continue and/or expand the program.

Section 65-21-306. The Authority is hereby specifically authorized to receive and disperse contributions made pursuant to this legislation.

SECTION 2. A cellular or other wireless telecommunications service provider or other person who proceeds to construct a new tower shall submit the following information to the comptroller of the treasury:

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(1) The location of the tower site which shall include the county and the municipality, if appropriate, and the parcel identification number used by the local assessor for property tax purposes, and the street address;

(2) Directions to the tower site;

(3) A copy of the memorandum of lease or sale agreement for the property on which the tower has been approved; and

(4) The name, mailing address, telephone number of the person responsible for the ad valorem property tax on the tower.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 4. This act shall take effect January 1, 2001, the public welfare requiring it. This act shall not apply to the siting of any tower that has made application for zoning approval before January 1, 2001.